

**ORDINANCE NO. 9
SERIES 2021**

AN ORDINANCE OF THE CRESTED BUTTE TOWN COUNCIL AMENDING CHAPTER 8, ARTICLES 2 AND 3, UPDATING PARKING REGULATIONS AND ENFORCEMENT PRACTICES WITHIN THE TOWN OF CRESTED BUTTE

WHEREAS, the Town of Crested Butte, Colorado ("Town") is a home rule municipality duly and regularly organized and now validly existing as a body corporate and public under and by virtue of the Colorado Constitution and laws of the State of Colorado;

WHEREAS, pursuant to Article XX, Section 6 of the Colorado Constitution, as implemented through the Town of Crested Butte Charter, and C.R.S. Section 42-4-411, the Town has the authority to enact and enforce regulations governing parking and traffic on streets within the Town's jurisdiction;

WHEREAS, under Section 4.9 of the Town of Crested Butte Charter, the Town may adopt by ordinance any rule or regulation for the violation of which a penalty is imposed;

WHEREAS, the Town's Parking Regulations, Chapter 8, Article 2, of the Crested Butte Municipal Code (the "Code"), regulates the parking throughout the Town;

WHEREAS, the Town of Crested Butte seeks to update parking regulations for Downtown streets within the Town as set forth in this Ordinance.

WHEREAS, the Town Council finds that the below amendments are in the best interests of the health, safety and general welfare of the Town.

NOW, THEREFORE, BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF CRESTED BUTTE, COLORADO, THAT,

Section 1. Amending Chapter 8, Article 2, Title 80

Section 8-2-80 shall be amended to read as follows:

Sec. 8-2-80. Two-hour parking limits.

These following provisions shall be collectively known as the "Two-Hour Parking Limits":

- (1) The two-hour parking limits shall be in effect throughout the year, as provided for below.
- (2) Between the hours of 8:00 a.m. and 58:00 p.m., it shall be unlawful to park a vehicle for longer than two (2) hours ~~on~~ within the area of Elk Avenue, from the eastwest side of FifthSixth Street to the westeast side of First Street, and on Second Street from the alley between Elk Avenue and Sopris Avenue to the alley between Elk Avenue and Maroon Avenue, on Third Street from from the alley between Elk Avenue and Sopris Avenue to the alley between Elk Avenue and Maroon Avenue, on Fourth Street from Sopris Avenue to Maroon Avenue, and on Fifth Street from the alley between Elk Avenue and Sopris Avenue to the alley between Elk Avenue and Maroon Avenue, except that parking in designated loading zones, Monday through Fridays, is regulated pursuant to Section 8-2-60 above, and the 10-minute parking area regulated pursuant to Section 8-2-82 below. At all times during which the designated loading zone rules contained in Section 8-2-60 above or the Winter Parking Rules

contained in Section 8-2-50 above are not applicable, then parking is permitted in those designated loading zones for not more than two (2) hours per vehicle, with the exception of the designated loading zone located on Second Street, to which the two-hour parking limits do not apply.

Section 2. Creating Chapter 8, Article 2, Title 82

Section 8-2-80 shall be created to read as follows:

Sec. 8-2-82. 10-minute parking limits.

These following provisions shall be collectively known as the "10-Minute Parking Limits":

- (1) The 10-minute parking limits shall be in effect during the one-way operation of Elk Avenue.
- (2) Between the hours of 8:00 a.m. and 8:00 p.m., it shall be unlawful to park a vehicle for longer than 10-minutes on Elk Avenue, on the marked 100-feet on the south side of Elk Avenue between Second Street and Third Street

Section 3. Creating Chapter 8, Article 2, Title 85

Section 8-2-85 shall be created to read as follows:

Sec. 8-2-85. Residential and Employee Permitted Parking

Only persons with a current Town issued residential, or employee parking permit shall be allowed to park on:

- (1) Maroon Avenue from west of Fifth Street
- (2) Sopris Avenue from west of Sixth Street
- (3) Elk Avenue from west of First Street
- (4) First Street from the alley between Whiterock Avenue and Sopris Avenue to the alley between Sopris Avenue and Elk Avenue and the from the alley between Elk Avenue and Maroon Avenue to the alley between Maroon Avenue and Gothic Avenue.
- (5) Second Street from the alley between Whiterock Avenue and Sopris Avenue to the alley between Sopris Avenue and Elk Avenue and the from the alley between Elk Avenue and Maroon Avenue to the alley between Maroon Avenue and Gothic Avenue.
- (6) Fifth Street from the alley between Whiterock Avenue and Sopris Avenue to the alley between Sopris Avenue and Elk Avenue and along the west side of Fifth Street from Maroon Avenue to the alley between Maroon Avenue and Gothic Avenue.

Section 4. Amending Chapter 8, Article 2, Title 100

Section 8-2-100 shall be amended to read as follows:

Sec. 8-2-100. Residential parking permit signs.

- (a) The Town shall post signs within the Town giving reasonable notice of the provisions of this Article.
- (b) The signs shall be of such character as to inform readily an ordinarily observant person that parking is prohibited within the Town roadways; and signs shall be of such character and placed frequently enough

to readily inform an ordinarily observant person of the Winter Parking Rules, Two-hour limits, and residential and employee parking permit areas.

Section 5. Amending Chapter 8, Article 2, Title 150

Section 8-2-150 shall be amended to read as follows:

Sec. 8-2-150. Violation and penalty

- (A) ~~Penalty. Any person who is convicted of, or admits guilt to, a violation of this Article shall be guilty of a traffic infraction and shall be fined for such violation in accordance with the fine schedule set forth in Section 42-4-1701(1)(M), C.R.S.~~
- (A) Penalty. Any person who is convicted of, or admits guilt to, a violation of this Article shall be guilty of a traffic infraction and shall be fined for such violation in accordance with the fine schedule adopted by Town as part of its annual fee schedule.

Section 7. Amending Chapter 8, Article 3, Title 60

Section 8-3-60(c)(1) shall be amended to read as follows:

Sec. 8-3-60(c)(1). Parking infractions and scofflaw list.

- (C) As frequently as practicable, the Town shall prepare and update the scofflaw list (which may also be known as the "pick-up list"), consisting of vehicles involved in such number of overdue parking tickets as the Town shall determine is sufficient to include on the pick-up list.
- (1) There is hereby imposed upon the owner of every vehicle on the scofflaw list a civil penalty in ~~the amount of fifty dollars (\$50.00) to cover administrative costs. There is also hereby imposed upon the owner of every vehicle on the scofflaw list that is immobilized or impounded a civil penalty in the amount of fifty dollars (\$50.00) to cover the additional administrative costs. in accordance with the fine schedule adopted by Town as part of its annual fee schedule.~~

INTRODUCED, READ AND SET FOR PUBLIC HEARING THIS 7th DAY OF June, 2021.

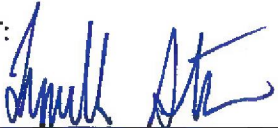
ADOPTED BY THE TOWN COUNCIL UPON SECOND READING IN PUBLIC HEARING THIS 21st DAY OF June, 2021.

TOWN OF CRESTED BUTTE, COLORADO

By: 

James A. Schmidt, Mayor

ATTEST:


Lynelle Stanford, Town Clerk

[SEAL]

